

SECOND REGULAR SESSION

HOUSE BILL NO. 2120

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES RIDGEWAY AND HOSMER (Co-sponsors).

Read 1st time March 7, 2002, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

4959L.011

AN ACT

To repeal section 570.020, RSMo, and to enact in lieu thereof one new section relating to the method of ascertaining the value of property.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 570.020, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 570.020, to read as follows:

570.020. For the purposes of this chapter, the value of property shall be ascertained as follows:

(1) Except as otherwise specified in this section, "value" means the market value of the property at the time and place of the crime, or if such cannot be satisfactorily ascertained, the cost of replacement of the property within a reasonable time after the crime. **If the victim is a merchant, as defined in section 400.2-104, RSMo, and the property is a type that the merchant sells in the ordinary course of business, then the property shall be valued at the price that such merchant would normally sell such property;**

(2) Whether or not they have been issued or delivered, certain written instruments, not including those having a readily ascertainable market value such as some public and corporate bonds and securities, shall be evaluated as follows:

(a) The value of an instrument constituting evidence of debt, such as a check, draft or promissory note, shall be deemed the amount due or collectible thereon or thereby, such figure ordinarily being the face amount of the indebtedness less any portion thereof which has been satisfied;

(b) The value of any other instrument which creates, releases, discharges or otherwise affects any valuable legal right, privilege or obligation shall be deemed the greatest amount of economic loss which the owner of the instrument might reasonably suffer by virtue of the loss

19 of the instrument;

20 (3) When the value of property cannot be satisfactorily ascertained pursuant to the
21 standards set forth in subdivisions (1) and (2) of this section, its value shall be deemed to be an
22 amount less than one hundred fifty dollars.